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11/10/03

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Takehiro Fujii	Examiner:	Bradley Smith
Serial No.:	10/019,508	Group Art Unit:	2824
Filing Date:	April 23, 2001	Docket No.:	362-59 PCT US
Confirmation No.:	8676	Customer No.:	33769
For:	SIDE-EMISSION TYPE SEMICONDUCTOR LIGHT- EMITTING DEVICE AND MANUFACTURING METHOD THERETO	Dated:	October 31, 2003

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**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

In response to the Restriction Requirement in the Office Action mailed October 2, 2003, Applicant provisionally elects, with traverse, Claims 1 and 2 of Group I which are drawn to a device with a roughened surface.

Applicant respectfully traverses the present restriction requirement. The invention has been restricted into four groups of claims. The Examiner contends that Claims 1 and 2 comprise one group of claims (Group 1) drawn to a device with a roughened surface, and further contends that Claim 3 is in a second group (Group 2) drawn to a method of making the device by dicing the substrate. Additionally, the Examiner contends that Claims 4-9 comprise a third group of claims (Group 3) drawn to a device and a method of making a

device with a reflector, and that Claims 10-16 comprise a fourth group of claims (Group 4), drawn to a device where the LED chip is bonded by bonding paste.

Basically, the Examiner contends that the inventions listed in Groups 1-4 do not relate to a single general inventive concept under PCT Rule 13.1 and because, under PCT Rule 13.2, they lack the same or corresponding special technical features.

It is respectfully urged that the inventions defined by the claims in each group are so related that they should all be included in a single patent. Each of Claims 1-16 either defines a side-emission type semiconductor light-emitting device, or a method of manufacturing such a device. Each claim particularly defines the transparent or translucent resin with which the LED chip is molded. Accordingly, it is respectfully urged that each of the claims has corresponding special technical features, in compliance with PCT Rule 13.2, and do, in fact, relate to a single general inventive concept under PCT Rule 13.1. Therefore, it is respectfully urged that the method of manufacturing claims and the LED claims are so interrelated and specific to one another that they should be examined together and included in a single patent.

In view of the foregoing remarks, withdrawal of the restriction requirement and consideration on the merits of Claims 1-16 or, if the restriction requirement is maintained, consideration of the provisionally elected claims of Group 1 (Claims 1 and 2), are respectfully solicited.

Respectfully submitted,



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